Responsibilities of Hospitals registered under Human Organ Transplant Act,1994.

GOVERNMENT OF MAHARASHTRA
PUBLIC HEALTH DEPARTMENT

GOVERNMENT RESOLUTION NO-MAP2012/C.R.289/AROGYA-6
MANTRALAYA MUMBAI 400 032
DATE:-13th SEPTEMBER 2012

Read :- The Transplantation of Human Organs Act,1994 and The Transplantation of Human Organs Rules 1995

GOVERNMENT RESOLUTION-The Government is committed to streamlining the procedures for Organ Transplant in Maharashatra State. Being aware that a large number of patients are awaiting organ transplant and are dependent on authorized transplant centers ,several orders have been issued including formation of the Appropriate Authority, functioning of Authorization committee and so on.

It is now felt that in the current scenario where more hospitals are being registered as transplant centers , it becomes necessary to ensure that transparency ,accountability ,patient well being and quality care are adequately taken care of . Also considering the fact that cadaver donation is done with altruistic motives and in a generous charitable manner as a willing contribution to society, it is necessary that cadaver donation be governed by transparency on all fronts to ensure that the sentiments of the donor's relatives are adequately respected . Hence , it is considered necessary that certain degree of accountability is also insisted upon. Considering this , the following orders regarding further responsibilities of registered transplant centers are issued.

2.All transplant centers shall maintain all transplant surgery records as required in the Act and Government Resolutions for a minimum period of ten years .

3.All transplant centers shall ensure the availability of a counseling Department/Wing to whom the task of counseling individuals involved in organ transplant is entrusted . This counseling department / wing should be staffed with personnel who are adequately trained . The assistance of NGOs professionally involved in counseling may be secured . In the case of non near relative live donors ,the counseling department may assist in ensuring that there is no element of coercion or other pressure exerted on the donor and also assist in provision of post operative counseling .

4.Each transplant center shall designate a transplant coordinator in the hospital ,who may be in-house on account of interest /expertise and their role may be defined by the hospital concerned .Transplant coordinator shall play the coordinating role in all matters relating to organ transplant on behalf of the hospital that they represent .

5. A transplant center hospital shall not reveal the identity of the recipient or attract any form of media publicity earlier than the date of discharge of recipients .Even after discharge ,while the positive aspects of organ donation may be highlighted to promote the cause of organ donation , neither should the details of the recipients nor should the ethics of the medical profession towards attracting publicity be compromised or violated in any manner .

6.In order to ensure transparency and accountability for the reason mentioned above ,all transplant center hospitals that wish to benefit from the cadaver transplant program are required to display the approximate range of cost of a transplant surgery by specifying the organ type on the website of the hospital and the website designated for this purpose by the Public Health Department .

By order and in the name of Governor.

13.9.2012

(T.C.Benjamin)
Additional Chief Secretary

To,
Secretary Medical Education and Drugs Department Mantralaya Mumbai
The Director of Health Services, Mumbai
The Director of Medical Education and Research Mumbai
Zonal Transplant Coordination Center Mumbai,Pune, Aurangabad, Nagpur
Deputy Director Health Services Thane/Pune /Kolhapur/Akola/Aurangabad/Latur/Nagpur
Civil Surgeon (all)
All Transplant Center Hospitals
Dean Government Medical Collages
Members of Advisory committee